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13 THE HONORABLE RICHARD A. JONES
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17 UNITED STATES DISTRICT COURT
18 WESTERN DISTRICT OF WASHINGTON
19 AT SEATTLE
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BOMBARDIER INC.,

Plaintiff,

v.
MITSUBISHI AIRCRAFT
CORPORATION, MITSUBISHI
AIRCRAFT CORPORATION AMERICA,
INC., et al.,

Defendants.

2:18-cv-1543 RAJ

JOINT NOTICE OF AGREEMENT TO
EXTEND FILING DATE FOR
OPPOSITION TO BOMBARDIER'S
MOTION FOR A PRELIMINARY
INJUNCTION BY DEFENDANTS
MITSUBISHI AIRCRAFT CORPORATION
AMERICA, INC., AEROSPACE TESTING
ENGINEERING & CERTIFICATION INC.,
LAURUS BASSON, AND CINDY
DORNEVAL

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35 Defendants Mitsubishi Aircraft Corporation America, Inc., Aerospace Testing
36
37 Engineering & Certification Inc., Laurus Basson, and Cindy Dornéval (collectively, the "Subject
38 Defendants"¹) hereby jointly notify the Court that the Subject Defendants and Plaintiff
39 Bombardier Inc. ("Bombardier") have agreed to extend by one day the date by which the Subject
40 Defendants will file their opposition Bombardier's Motion for a Preliminary Injunction. The
41 new filing date for the opposition is still prior to the filing date required by the local rules. The
42 parties have agreed that the Subject Defendants will file their opposition briefs and supporting
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¹ Bombardier also moved for a preliminary injunction against Defendant Marc Delarche, but he has not been served and is thus not yet a party to this suit.

JOINT NOTICE OF AGREEMENT TO EXTEND FILING
DATE (NO. 18-CV-1543 RAJ) – 1

142588713.1

Perkins Coie LLP
1201 Third Avenue, Suite 4900
Seattle, WA 98101-3099
Phone: 206.359.8000
Fax: 206.359.9000

1 materials on December 27, 2018, instead of December 26, 2018, as originally agreed as
 2 explained below.
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4 Bombardier's Motion for Preliminary Injunction (Dkt. 4) is noted for January 4, 2019.
 5 (Dkt. 46). Under the local rules, the Subject Defendants' opposition papers are not due until
 6 December 31, 2018. However, the parties previously agreed that the Subject Defendants would
 7 file and serve their opposition papers on December 26, 2018.
 8

9 However, Bombardier has designated certain information that is discussed in the Subject
 10 Defendants' opposition briefs and supporting materials as "confidential." (See Dkt. 22, 50.) The
 11 parties entered into an agreement regarding how information designated by Bombardier as
 12 confidential is to be treated (Interim Confidentiality Agreement). (See Dkt. 50). The Interim
 13 Confidentiality Agreement requires the Subject Defendants to confer with Bombardier regarding
 14 the filing of materials that discuss or reference information designated by Bombardier to be
 15 confidential. (*Id.*) Local Rule 5(g), also requires redactions to be minimized.
 16

17 To comply with Local Rule 5(g) and the Interim Agreement, the parties have negotiated
 18 the following process to minimize the amount of material that the Subject Defendants will redact
 19 from their filing: The Subject Defendants will serve their opposition briefs and supporting
 20 materials on Bombardier by 3:00 p.m. today, December 26, 2018. Bombardier will then review
 21 the documents to identify the content it deems confidential and appropriate for redaction, if any.
 22 Bombardier will notify the Subject Defendants of such content by 3:00 p.m. on Thursday,
 23 December 27, 2018. Pursuant to Local Rule 5(g), the parties will then meet and confer on
 24 Bombardier's proposed redactions on December 27, 2018. If necessary, the Subject Defendants
 25 will then file redacted versions of their opposition briefs and supporting materials (redacting only
 26 the content that Bombardier maintains is confidential after the meet and confer) on December 27,
 27 2018. It will also file an unredacted version with a Motion to Seal. If Bombardier does not
 28 identify any content requiring redaction, the Subject Defendants will file unredacted versions of
 29 their opposition briefs and supporting materials on December 27, 2018.
 30

31 JOINT NOTICE OF AGREEMENT TO EXTEND FILING
 32 DATE (NO. 18-CV-1543 RAJ) – 2

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 36 Seattle, WA 98101-3099
 37 Phone: 206.359.8000
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 39

1 This procedure will cause no prejudice or delay any other deadlines.
2
3
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5 RESPECTFULLY SUBMITTED this 26th day of December 2018.
6

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2 **CERTIFICATE OF SERVICE**
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10 I certify under penalty of perjury that on December 26, 2018, I electronically filed the
11 foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of
12 such filing to the email addresses indicated on the Court's Electronic Mail Notice List.
13
14
15
16
17

18 DATED this 26th day of December 2018.

19 *s/Mary Z. Gaston*

20 Mary Z. Gaston, WSBA No. 27258

21 **Perkins Coie LLP**

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CERTIFICATE OF SERVICE
(NO. 18-CV-1543 RAJ) – 1

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